

1894-049 Chancery Causes: Henry McQueen vs. Mary F. McQueen
Lee Co.

Alsup, Carrol, Parsons

CA-Divorce
T-Vices

To the Honorable H. S. K. Morison, Judge
of the Circuit Court for Lee Co., humbly
complaining sheweth unto your honor:

That your orator was in the year
1880 lawfully married unto Mary F. McGinn
then Mary F. Alsop, in the county of
Lee; That after said marriage your orator
lived and cohabited with his said wife
in the county of Lee, and That your
orator and his wife have had issue of
their marriage 3 children the young-
est of which is 2 years old; That
within five years next preceding
the bringing of this suit and on oc-
casion since that day to
the bringing of this suit the said
Mary F. McGinn in the county of Lee
and at other places cohabited with
and had sexual intercourse with
other persons than your orator, and
did in the spring of 1892 part from
her own lawful and wedded husband,
and go away with one William Carroll,
greatly to the mortification of your
orator, and with him lived in
illicit cohabitation and adultery.

And your arator would further represent that he has not since knowledge of the adultery above alleged, lived with the said wife nor has he in any way condoned, excused or forgiven her of her ^{said} adulterous acts; And your arator further represents that he was at the time of the alleged adultery, and is now, and has been for the last year next preceding the bringing of this suit; bona fide a resident of this the County of Lee and Stoke of Va; And your arator represents also that the said adulterous acts were committed & done by your arator's said wife without ^{the} consent, procurement and connivance of your arator.

Your arator being remediless in a court of Equity humbly prays that your Honor take cognizance of this his cause of complaint that the said Mary F. McQueen be made party defendant to this bill, and that she be required to answer the same completely and fully upon oath all the allegations herein set forth, and that your arator may be decreed a divorce from the bond of matrimony.

1894 March Term
Deer Creek Court
V B 576

C 8.01
Deer 2.50
Pr. 5.00
A 15.00
\$30.57

90 to 00
me

2^d Jan'y 03. 1894

Henry McGinnis - Com

V.S. } Bill in Chanc. for Divorce

Mary F. McGinnis, Deft

Filed Aug 9th 1893

A B Munsey
Clerk

1893 1st Aug Rules
will filed & paid
not exd & could

" 2^d Aug Rules "

" 1st 2^d Sept "

" 1st Octo "

" 2^d Octo " affid
for O.P. filed & routed

" 1st 2^d Nov. Rules Cato,

" 1st 2^d Dec. "

1894 1st Jan'y Rules O.P.

" 2^d Jan'y Rules O.P.

" 1st Feb Rules O.P.

" 2^d " O.P. completed &

O.P. could & cause
set for hearing by

Pennington & B. 1894

Pennington & B. 1894

Henry McGinnis and his wife;
and that Henry and all other and further
relief be granted him as the nature
of his case may require; And he
wille, as in and by law, and by re-
Henry McGinnis Sheriff

Henry Mc Queen , Comp'lt,

Mary F. Mc Queen , Deft.

The defendent , Mary F. McQueen , who is out of this state and against whom the complainant appears to have proceeded in the manner prescribed by law against non-resident defendant , ~~and she still failing to appear and answer , on motion of the complainant , by counsel~~ and this cause coming on this day to be heard upon the bill of the complainant and the deposition of witnesses , and was argued by counsel: on consideration of all which and ~~for~~ for reasons appearing to the court , it is adjudged , ordered and decreed that the complainant , Henry Mc Queen be and is hereby granted a ~~de~~ divorce from said Mary F. McQueen , a vinculo matrimonie forever dissolving the bonds of matrimony heretofore existing between said complainant and said defendent , and that said complainant recover from said defendent his costs in this ~~suit~~ *+ deff is not a valid marriage* suit expended . And this cause is stricken from the docket .

Henry McQueen

vs. Green

Mary F. McQueen.

CCO P. 576
Mch 13 '94

Enter This
March 13 1894
J. K. M.

divorce from said Mary F. McQueen, a Virginia marriage
complaint, Henry McQueen he and is hereby granted a de-
the court, it is adjudged, ordered and decreed that the
on consideration of all which and XX for reasons appearing to
the deposition of witnesses, and was argued by counsel:
on this day to be heard upon the bill of the complaint and
motion of the complaint, by counsel and this cause came
defendant, and she still failing to appear and answer, an
needed in the manner prescribed by law against non-resident
state and against whom the complaint appears to have pro-
The defendant, Mary F. McQueen, who is one of this
Mary F. McQueen, Delf.
Henry McQueen, Comp. Pl.

The depositions of
Zion R. Parsons
taken before me W. K. Hopkins
a notary public for the County of Lee
and State of Virginia at the law of-
fice of E. H. Drumington in the town
of Drumington Gap in the Co. of Lee, Va.
on the 15th day of February 1894 to be
read as evidence in a certain
suit in equity depending in the
Circuit Court of the County wherein
Mary T. McGowan is defendant
and Henry McGowan is plaintiff.

Present E. H. Drumington for plaintiff

The witness Zion R. Parsons
being duly sworn deposes as follows:

Ques. 1 State your age, residence
and occupation.

Ans. I ^{am} ~~was~~ 37 years old, reside in the
Cahoon county in the county, & am
a farmer.

Ques. 2. State your acquaintance with
the parties to this suit.

Ans. I have ^{known} the defendant since she was
but a small girl & have known
the plaintiff some 8 or ten years.
I remember when these parties were
married, some fifteen years ago.
Since the marriage of these parties

I have lived within $1\frac{1}{2}$ to 2 miles of them for 3 or four years, and while not living so near, I frequently saw them

Ques Please state where the plaintiff in this cause now resides and how long has he so resided.

Ans He ~~now~~ resides in Lee county Va & has so resided next preceding this time, ^{& institution of this suit} some 12 or 15 years.

Ques Please state whether or not, if you know, the defendant in this cause Mary F McQueen, has been guilty of adultery, if so when & how often, & when last so guilty.

Ans I do know that the said Mary F McQueen some two or three years ago, did commit the crime of adultery, by having sexual intercourse, with a man other than her husband. I only know of her committing this crime, but once. She has had, for the last 2 or three years a very bad reputation for chastity & virtue.

Ques Please state whether or not said adultery act, was brought about by the procurement, consent or connivance of the plaintiff.

Ans it was not.

Ques state whether or not said plaintiff has condoned, lived with or had sexual intercourse with said defendant since you gave him information of her said adulterous act

Ans " Not to my knowledge, nor I never heard of it, I don't think he has. If he had I believe I would have known it or heard of it

Further this deponent saith not.

Gion Rth Parsons
in and

Virginia, Lee County to wit:

I, W. K. Hopkins a Notary Public in
for the county aforesaid in the State of Va
do certify that Gion R. Parsons whose
name is signed to the foregoing deposition
bearing date on the 16th day of July 1894
made oath to the same before me
in my county aforesaid, and subscribed
his name thereto in my presence.

Given under my hand on this the
16th day of July 1894

W. K. Hopkins Not. Pub.
for Lee County

Virginia

County of Lee to wit:

I, W. K. Hopkins a Notary Public

Henry McGuen
vs. Depositions

Henry A. McGuen

Received by mail in good
condition on the 17th day
of February 1894 and filed

A. B. Munsey Clk

for the County of Lu and State of Va.
do hereby certify that the foregoing
depositions of James R. Robbins was
duly taken, sworn to and subscribed
before me at the time & place and for
the purpose therein mentioned.

Given under my hand this 15th day of
February, 1894

W. K. Hupkins
Notary Public.

In the Clerk's Office of the Circuit Court of the County of
Lee

Henry McQueen Plaintiff, *dw Lehey*
against

Mary McQueen Defendant

This day *J. Allen McQueen* personally appeared
before me, *J. As Syatt* Clerk of the said Court,
and being duly sworn, made oath that *Mary McQueen*

defendant in the said suit *is* not a resident of the State of Virginia,

Clerk
Given under my hand as Clerk of the said Court, this

16th day of

October

18 *93.*

J. As Syatt
Clerk

Henry McQueen

vs.

AFFIDAVIT FOR ORDER
OF
PUBLICATION.

Mary McQueen

Pennington Bros. p. q.

Filed

Octo. 16th 1893

J. A. Hyatt & Co

In the Clerk's Office of the Circuit Court of the County of
Lee on the *13th* day of *January* 1894.

Henry M. G. G. G. - - - - - Plaintiff
against

Mary H. M. G. G. Defendant

The object of this suit is to *Obtain a divorce a vinculo*
matrimonial *as shown in the Plain-*
tiff's bill of Complaint.

And an affidavit having been made and filed that the defendant

not resident of the State of Virginia, it is ordered that *he* do appear here, within *fifteen days*
after due publication hereof, and do what may be necessary to protect *his* interest in this suit. And
it is further ordered that a copy hereof be published once a week for four weeks in the *Lee County*
Republican and that a copy be posted at the front door of the court-house of this
on the first day of the next term of the *County* Court.

A copy—Teste:

Perrington Bros p. q.

A. B. Mursey Clerk.

Henry McQueen

vs. }

ORDER OF
PUBLICATION.

Mary F. McQueen
I A. B. Munsey clerk
of the Circuit Court of
Lee County do certify that
I delivered to the Lee
County Republican the
within order on the 13th
January 1894 for publication
and posted a copy thereof
at the front door of the Court
house at the January term
1894 of the County Court

A. B. Munsey clerk

Henry McGinn

AGAINST

Mary A. McGinn

To Mary A. McGinn

Take notice that on the 5th day

of August, 1883, at E. W. Pennington's Co. office, in Lin

County, State of Virginia, I will proceed to take the deposition of

John Lawrence and thus
to be read as evidence on behalf of myself

in a certain suit in Chancery now pending in the Circuit Court of Lin

County, State of Virginia, wherein I am

Plaintiff and you are, Defendant. And if from any

cause the taking of said deposition is not begun on that day, or being begun not completed, the same will be continued from day to day or from time to time, and, if desired, from place to place, until the same are complete. You may attend and cross-examine if you wish.

July 8th, 1883

Very Respectfully,

Henry McGinn

For
Mary A. McQueen

Henry M. Green

AGAINST

Mary F. M. Green

To Mary F. M. Green

Take notice that on the 5th day

of August, 1883, at W. H. Pennington's law office, in Lin

County, State of Virginia

I will proceed to take the deposition of J. H. Curran

et al

to be read as evidence on behalf of myself

in a certain suit in Chancery now pending in the Circuit Court of Lin

County, State of Virginia, wherein I am

Plaintiff and You are Defendant. And if from any

cause the taking of said deposition is not begun on that day, or being begun not completed, the same will be continued from day to day or from time to time, and, if desired, from place to place, until the same are complete. You may attend and cross-examine if you wish.

July 8th

1883

Very Respectfully,

Henry M. Green
for Curran

The Commonwealth of Virginia.

To The Sheriff of Lee County Greeting:

WE COMMAND YOU TO SUMMON.....

Mary L. McGinnis

to appear at the Clerk's office of the Circuit Court of Lee County, at the Court House on the first Monday in

August.....next, being rule day to answer a bill in Chancery exhibited in our said Court against

her..... by *Henry McGinnis*

And have then and there this writ. Witness, J. A. G. Hyatt, Clerk of said Court at the Courthouse.

This *15*.....day of *June*.....18 *93*, in the 11 *7* year of the Commonwealth.

J. A. G. Hyatt.....Clerk.

A Copy Teste *J. A. G. Hyatt*.....Clerk.

For

Mary F. McGuire

The Commonwealth of Virginia.

To The Sheriff of Lee County Greeting:

WE COMMAND YOU TO SUMMON.....

Mary F McQueen

to appear, at the Clerk's office of the Circuit Court of Lee County, at the Court House, on the first Monday in.....

August.....next, being rule day to answer a bill in Chancery exhibited in our said Court against

her.....by.....

Henry McQueen

And have then and there this writ. Witness, J. A. G. Hyatt, Clerk of said Court at the Courthouse.

This....*15th*.....day of.....*June*.....18*93* in the 11*7* year of the Commonwealth.

J A G Hyatt Clerk.

A Copy Teste.....Clerk.

(D & B)

Henry McQueen
B Spain
vs 3 Chey

Mary F. McQueen
To P. Aug. Rules 1895,

Not Executed

Not found

M. R. Fri R. D. S

for 65 Mary
S. S. C.

Sh

In the clerks office of the circuit court
of the county of Lee on the 13th day of
January 1894.

Henry McQueen	Piff }	In Chan'y
against		
Mary F. McQueen	Deft. }	

The object of this suit is to obtain a
divorce a vinculo matrimonial for causes
shown in the plaintiffs bill of complaint

And an affidavit having been made and
filed that the defendant Mary F. Mc
Queen is not a resident of the State of
Virginia it is ordered that she do appear
here within fifteen days after due publi
cation hereof, and do what may be nec
essary to protect her interest in this suit.
And it is further ordered that a copy here
of be published once a week for four
weeks in the Lee County Republican and
that a copy hereof be posted at the front
door of the court house of this county on
the first day of the next term of the
county court.

A copy--Teste:

A. B. Munsey Clerk.

Pennington Bros.

5-16

I. R. Bryden & Sons pub

isher of the LEE COUNTY REPUBLICAN
a weekly newspaper, published in the
town of Jonesville, county of Lee, and
State of Virginia, do hereby certify that
the foregoing Order of Publication was
duly published in the above named pa
per for four successive weeks, ending the

21st day of Feb 1894.

for Sam L. Bryden

Publisher, LEE COUNTY REPUBLICAN